

Message Text

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ORIGIN EA-09

INFO OCT-01 ISO-00 FEA-01 AGRE-00 CEA-01 CIAE-00
COME-00 DODE-00 EB-08 FRB-03 H-01 INR-07 INT-05
L-03 LAB-04 NSAE-00 NSC-05 PA-01 AID-05 SS-15
STR-04 ITC-01 TRSE-00 USIA-06 PRS-01 SP-02 OMB-01
XMB-02 /086 R

DRAFTED BY EA/J:DFSMITH:EH

APPROVED BY EA/J:WCSHERMAN

ITC:MR. BOYD

EB/ITP/STA:JSPIRO

-----022111Z 037137 /21

R 021120Z APR 77

FM SECSTATE WASHDC

TO AMEMBASSY TOKYO

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E.O. 11652: N/A

TAGS: ETRD, JA

SUBJECT: USITC TV INVESTIGATION: GOJ NOTE

REF: TOKYO 4584

1. FOLLOWING TEXT OF JAPANESE EMBASSY NOTE OF MARCH 11
GIVING GOJ POSITION ON VISITS OF ATTORNEYS FOR US
COMPLAINANTS IN CASE. QUOTE:

THE EMBASSY OF JAPAN PRESENTS ITS COMPLIMENTS TO THE
DEPARTMENT OF STATE AND, WITH REFERENCE TO THE INVESTIGA-
TION BY THE USITC UNDER SECTION 337 OF THE TARIFF ACT OF
1930, WITH RESPECT TO COLOR TELEVISION SETS IMPORTED FROM
JAPAN, HAS THE HONOR TO INFORM THE DEPARTMENT OF THE
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JAPANESE GOVERNMENT'S POSITION REGARDING THE VISITATION
OF ATTORNEYS FOR THE COMPLAINANTS TO JAPAN, AS FOLLOWS:

THE COMPLAINANTS MAY OBTAIN DISCOVERY IN JAPAN ONLY ON
CONDITION AND TO THE EXTENT THAT ANY JAPANESE RESPONDENT
VOLUNTARILY SUBMITS TO SUCH DISCOVERY REQUEST.

WITH RESPECT TO THE PRODUCTION OF DOCUMENTS IN JAPAN,

EVEN IF SUCH CONTEMPLATED DISCOVERY IS PURSUANT TO AN ORDER COMPELLING DISCOVERY, SUCH ORDER OR COMPULSION SHALL HAVE NO EFFECT AND FORCE IN JAPAN AND ANY DOCUMENT INSPECTION OR OTHER ACTIVITIES INCIDENT TO DISCOVERY WILL BE PERMITTED IN JAPAN ONLY TO THE EXTENT OF VOLUNTARY CONSENT BY ANY JAPANESE CITIZEN RESPONDENT.

THE FOREGOING IS CONDITIONED ON THE UNDERSTANDING THAT NO JAPANESE CORPORATION OR INDIVIDUAL SHALL BE SUBJECT TO ANY SANCTIONS BY U.S. GOVERNMENT AUTHORITIES FOR ANY NON-COMPLIANCE WITH ANY SUCH ORDER OR REQUEST FOR DISCOVERY IN JAPAN.

SIMILARLY, DEPOSITIONS MAY BE TAKEN IN JAPAN ONLY ON CONDITION THAT ANY JAPANESE RESPONDENT VOLUNTARILY CONSENTS TO APPEAR FOR AN EXAMINATION. AGAIN, ANY NON-COMPLIANCE WITH SUCH REQUEST OR ORDER FOR DEPOSITIONS TO BE TAKEN IN JAPAN SHALL NOT BE SUBJECT TO THE IMPOSITION OF ANY SANCTIONS BY ANY U.S. GOVERNMENT AUTHORITIES.

OATHS MAY BE ADMINISTERED PROVIDED THAT THEY ARE IN ACCORDANCE WITH ARTICLE 17, (1) (E) (III) OF CONSULAR CONVENTION BETWEEN JAPAN AND THE UNITED STATES OF AMERICA. UNQUOTE.

2. ANSWERS TO OTHER REFTEL QUESTIONS SEPTTEL.
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CHRISTOPHER

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: INVESTIGATIONS, TELEVISION EQUIPMENT
Control Number: n/a
Copy: SINGLE
Sent Date: 02-Apr-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE072905
Document Source: CORE
Document Unique ID: 00
Drafter: DFSMITH:EH
Enclosure: UPGRADED PER MEMO FROM EA - EVELYN COLBERT
Executive Order: R1 19970402
Errors: N/A
Expiration:
Film Number: D770115-0548
Format: TEL
From: STATE
Handling Restrictions: n/a
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Legacy Key: link1977/newtext/t19770495/aaaadeov.tel
Line Count: 98
Litigation Code IDs:
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Litigation History:
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Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 77 TOKYO 4584
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 15-Feb-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2918078
Secure: OPEN
Status: NATIVE
Subject: USITC TV INVESTIGATION: GOJ NOTE
TAGS: ETRD, EQIP, JA, ITC
To: TOKYO
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/397e8bab-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
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